



PROFESSIONAL & TECHNICAL ENGINEERS, LOCAL 21, AFL-CIO
An Organization of Professional, Technical, and Administrative Employees

Sent via E-mail

July 14, 2014

Alex Gurza, Deputy City Manager
City of San Jose
200 East Santa Clara Street
San Jose, CA 95113

**Re: IFPTE, Local 21 and City of San Jose
(Public Labor Negotiations – Request to Bargain)**

Dear Mr. Gurza,

IFPTE, Local 21 has received your letter of July 2, 2014 on the above referenced matter.

As proposed, the ballot measure language constitutes a “rule” within the meaning of the Meyers-Milias-Brown Act, Government Code Sections 3500 et seq., specifically Section 3507, and is therefore a matter within the scope of representation, subject to the obligation to meet and confer. Moreover, posed as an amendment to the City’s Charter, the matter is subject to bargaining, as to the terms of the measure, and its effects or impact, under the decision in *People of the State of California ex rel. Seal Beach Police Officers Assn. v. City of Seal Beach* (1984) 36 Cal.3d 591.

Accordingly, Local 21 wishes to commence bargaining over the proposed charter amendment.

Please contact the undersigned to select a date, time and location to begin bargaining on this singular matter.

Sincerely,

Lamoin Werlein-Jaen
IFPTE Local 21 Senior Staff

**Cc: John Mukhar, Kara Capaldo, Steve Contreras
Chris Platten, Esq.**